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IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

SECOND APPELLATE DISTRICT

DIVISION SEVEN

THE PEOPLE,

Plaintiff and Respondent,

v.

RAMON VIRAMONTES,

Defendant and Appellant.

B221663

(Los Angeles County
Super. Ct. No. VA111719)

APPEAL from a judgment of Superior Court of Los Angeles County,
Robert J. Higa and Yvonne T. Sanchez, Judges. Affirmed.

Elizabeth Garfinkle, under appointment by the Court of Appeal, for
Defendant and Appellant.

Edmund G. Brown, Jr., Attorney General, Dane R. Gillette, Chief Assistant
Attorney General, Pamela C. Hamanaka, Senior Assistant Attorney General, Keith H.
Borjon and Sharlene A. Honnaka, Deputy Attorneys General, for Plaintiff and
Respondent.

Police arrested defendant Ramon Viramontes after he volunteered that he had stabbed his stepfather, causing him serious injury. A jury convicted defendant of assault with a deadly weapon (a knife) (Pen. Code, § 245, subd. (a)(1)).¹ In a bifurcated proceeding, the trial court found defendant had suffered one prior serious or violent felony conviction (arson) within the meaning of the “Three Strikes” law (§§ 667, subds. (b)-(i); 1170.12, subds. (a)-(d)) and section 667, subdivision (a).² Defendant was sentenced to an aggregate state prison term of nine years.

On appeal, defendant requests, pursuant to *People v. Mooc* (2001) 26 Cal.4th 1216, that we examine the transcript of the in camera hearing conducted after the trial court granted his motion to review the personnel records of one of the officers involved in his arrest. We affirm the judgment.

DISCUSSION

Detective Brett Benson responded to an emergency call and encountered defendant sitting on a wall. Defendant directed the detective to a nearby residence, saying, “He’s over there, and he is bleeding pretty bad. He needs help. I stabbed him.” After taking defendant into custody, Detective Benson went to the residence and found Jorge Munoz, who had been stabbed in the groin.

Upon finding defendant had demonstrated good cause to discover information in Detective Benson’s personnel and administrative records relating to “false reports, perjury and fabrication of evidence,” the trial court granted defendant’s discovery motion and reviewed the potentially responsive documents in an in camera proceeding outside the presence of all persons except the custodian and his attorney. We have reviewed the sealed record of the in camera proceeding and conclude the trial court satisfied the

¹ Statutory references are to the Penal Code.

² The information alleged defendant had suffered another serious or violent felony conviction under the Three Strikes law and section 667, subdivision (a), and had served two separate prison terms for felonies under section 667.5, subdivision (b). However, the prosecutor elected not to proceed on these additional enhancement allegations.

minimum requirements in determining whether there was discoverable information, and no abuse of discretion occurred. (See *People v. Mooc*, *supra*, 26 Cal.4th at p. 1229.)

DISPOSITION

The judgment is affirmed.

WOODS, Acting P. J.

We concur:

ZELON, J.

JACKSON, J.